

Receipt date: 05/29/2001



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PTO/SB/21 (modified)
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0000 PTO Rev. 10/95 TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>		U.S. Department of Commerce Patent and Trademark Office	Application Number 09/333,724
			Filing Date June 15, 1999
			First Named Inventor Bryan C. Gebhardt
			Group Art Unit Number 2711
			Examiner Name Not yet known
Total Number of Pages in This Submission 5*		Attorney Docket Number 19502-03550	

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ENCLOSURES (check all that apply)	
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REMARKS: * Does not include cited reference pages.	

SIGNATURE OF ATTORNEY OR AGENT	
Signature:	
Attorney/Reg. No.:	Amir H. Raubvogel, Reg. No. 37,070
Dated:	MAY 24/01

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19502/03550/DOCS/1175610.1



PATENT

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

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APPLICANTS: Gebhardt, Patel, Thygesen, Berriatua and Michael
APPLICATION NO.: 09/333,724
FILING DATE: June 15, 1999
TITLE: Automatic Control Of Broadcast And Execution Of Interactive
Applications To Maintain Synchronous Operation With Broadcast
Programs
EXAMINER: Not yet known
GROUP ART UNIT: 2711
ATTY. DKT. NO.: 19502-03559

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By: [Signature]
Amir H. Raubvogel, Reg. No.: 37,070

COMMISSIONER FOR PATENTS
WASHINGTON, DC. 20231

INFORMATION DISCLOSURE STATEMENT
Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO-1449 listing references for consideration by the Examiner. A copy is enclosed herewith of each listed reference which may be material to the examination of this application, and with respect to which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

PATENT

- ☐ This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).

The Information Disclosure Statement submitted herewith is being filed:

- ☒ within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first official action on the merits, whichever event last occurred;
OR
- ☐ before the mailing of a first official action after the filing of a request for continued examination (RCE) under 37 CFR § 1.114;
- ☐ after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either:
- (1) a final action under 37 CFR §1.113; OR
- (2) a notice of allowance under 37 CFR §1.311; AND
- ☐ attached hereto is the fee of \$180, as set forth under 37 CFR §1.17(p), for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c); OR
- ☐ Applicant certifies pursuant to 37 CFR § 1.97(e) that:
- ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement;
OR
- ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement.
- OR
- ☐ before the payment of the issue fee but after the mailing date of the first to occur of either:

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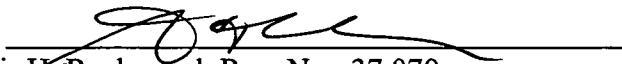
- [1] a final action under 37 CFR § 1.113; OR
- [2] a notice of allowance under 37 CFR § 1.311; AND
in accordance with the requirements of 37 CFR § 1.97(d):
- ☐ Applicant certifies pursuant to 37 CFR. § 1.97(e) that:
- ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
- ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND
- ☐ Applicant hereby respectfully petitions for the consideration of the accompanying Information Disclosure Statement under 37 CFR § 1.97(d)(2); AND
- ☐ Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).

☒ Applicant submits that no fee is required for the consideration of the accompanying Information Disclosure Statement.

Consideration of the listed references and favorable action are solicited.

Respectfully submitted,
GEBHARDT, PATEL, THYGESEN,
BERRIATUA AND MICHAEL

Dated: MAY 24/01

By: 
Amir H. Raubvogel, Reg. No.: 37,070
Fenwick & West LLP
Two Palo Alto Square
Palo Alto, CA 94306
Tel.: (650) 858-7276
Fax.: (650) 494-1417

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Receipt date: 05/29/2004

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Sheet 1 of 1

FORM PTO-1449 (REV. 6-89)		U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office		Attorney's Docket No. 19502-03550		Serial No. 09/333,724	
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				Applicant Bryan C. Gebhardt et al.			
				Filing Date June 15, 1999		Group Art Unit 2711	

U.S. PATENT DOCUMENTS							
Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
A	6,006,256	12/21/99	Zdepski et al.	709	217	03/11/96	
B	5,848,352	12/08/98	Dougherty et al.	455	5.1		
C	5,826,166	10/20/98	Brooks et al.	455	5.1		
D	5,819,034	10/06/98	Joseph et al.	395	200.31		
E	5,448,568	09/05/95	Delpuch et al.	372	94.2		

FOREIGN PATENT DOCUMENTS							
Document Number	Date	Country	Class	Subclass	Translation		
					Yes	No	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
F	Advanced Television Enhancement Forum Specification (ATVEF), Version 1.1r26, February 2, 1999, pp 1-37
G	Pending United States patent application, "Automated Retirement of Interactive Applications Using Retirement Instructions for Events and Program States," Serial Number 09/334,131, Filing date June 15, 1999
H	Statement from first named inventor concerning Cited Reference G
I	Wink Communications, Technical Specification, Subject: 5.2.17 ServerInfo Define, December 31, 1995

EXAMINER /Jason Salce/	DATE CONSIDERED 07/27/2009
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EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered.
 Include copy of this form with next communication to applicant.

PTO-1449
 REV: 02/01
 19502/03550/DOCS/1175466.1

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /JS/